IN THE HIGH COURT OF JUDICATURE FOR RAJASTHAN
AT JAIPUR BENCH, JAIPUR

O R D E R

S.B. CIVIL WRIT PETITION NO. 5687/1999

ARCHANA CHOUDHARY Vs. STATE OF RAJASTHAN & ANR.

Date: 07.12.2006.

HON'BLE MR. K.S. RATHORE, J.

Mr. Hanuman Choudhary for the petitioner.
Mr. B.S. Chhaba, Addl. GA for the State.

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The short controversy in this writ petition is that the petitioner's candidature was not considered for the post of Physical Education Teacher Grade-III as the petitioner acquired the degree of B.P.Ed/B.P.E. from Nagpur University, which is not recognised for the purpose of appointment on the post of Physical Education Teacher Grade-III.

Learned counsel for the petitioner along with the writ petition has placed a letter dated 14.10.98 (Annexure-2) issued by the National Council for Teacher Education (for short ' the NCTE'), whereby the NCTE has provisionally recognised the B.P.Ed. Degree of Jyotiba College of Physical Education, Hingana Road, Nagpur up to 1998-99.

This Court at the time of issuance of notices, vide interim order dated 01.11.99 ordered to keep one post of Physical Teacher Grade-III vacant.

In the facts and circumstances of the case, the respondents are directed to consider the case of the petitioner for appointment on the post of Physical Education Teacher Grade-III after verifying the fact that the degree acquired by the petitioner from Jyotiba College of Physical Education, Nagpur in the year 1997 is recognised by the NCTE at the relevant point of time or not? If it is recognised then the case of the petitioner be considered against the post which is kept vacant pursuant to the interim order of this Court dated 01.11.99 and if the petitioner is otherwise found eligible to be given appointment on the post of Physical Education Teacher Grade-III, the same be given.

With these observations, the writ petition stands disposed of.

(K.S. RATHORE),J.

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